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UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/911,336	07/23/2001	Francisco Valentino Villagran	7009RDR

CONFIRMATION NO. 3231

FORMALITIES LETTER



\*OC00000006380026\*

27752  
THE PROCTER & GAMBLE COMPANY  
PATENT DIVISION  
IVORYDALE TECHNICAL CENTER - BOX 474  
5299 SPRING GROVE AVENUE  
CINCINNATI, OH 45217

Date Mailed: 08/03/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/01/2001 HVUDONG1 00000011 162480 09911336

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on September 26, 2001.

Erich D. Hemm 47,286  
Name of Attorney or Agent Registration No.  
*Erich D. Hemm*  
Signature of Attorney or Agent

#3

P&G Case 7009RDR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
FRANCISCO V. VILLAGRAN, et al. :  
Serial No. 09/911,336 :  
Confirmation No.: 3231 :  
Filed: July 23, 2001 :  
For: FORTIFIED BEVERAGES WITH IMPROVED TEXTURE AND FLAVOR  
IMPACT AT A LOWER DOSAGE OF SOLIDS

COMPLETION OF FILING REQUIREMENTS

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

[X] This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed August 3, 2001. A copy of the Notice to File Missing Parts of Application-Filing Date Granted (Form PTO-1533) is enclosed.

[X] No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

[ ] The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

[ ] This replies to the Notice to File Corrected Application Papers mailed \_\_\_. A copy of the Notice to File Corrected Application Papers is enclosed. To complete the informalities noted on the Notice to File Corrected Application Papers, applicant submits herewith:

[ ] New drawings complying with the size requirements (in compliance with 37 CFR §1.84);

[ ] Drawings of sufficient quality to readily use the patent application publication as a prior art document;

[ ] Specification of sufficient quality for optical character recognition (OCR) conversion of image to text;

[ ] Title and/or Abstract in compliance with 37 C.F.R. §1.72;

[ ] Sequence listings in compliance with 37 C.F.R. §1.821 *et seq.*

[ ] Other (please specify). \_\_\_.

[X] The Commissioner is hereby authorized to charge payment of the surcharge set forth in 37 CFR §1.16(e) to Deposit Account No. 16-2480. The Commissioner is also hereby authorized to charge payment of any patent application processing fees under 37 C.F.R. §§1.16 and 1.17 associated with this communication or credit any over-payment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

[] The Commissioner is also hereby petitioned under 37 C.F.R. 1.136(a) to grant any extension of time needed for timely response to the Notice to File Missing Parts to preserve the pendency of the above-identified application. The processing fee under 37 C.F.R. §1.136(a) is as follows:

- \$110.00 for one-month extension of time;
- \$390.00 for two-month extension of time;
- \$890.00 for three-month extension of time.

The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Respectfully submitted,

By   
Erich D. Hemm  
Attorney for Applicants  
Registration No. 47,286  
(513) 634-2084

September 26, 2001

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.



TOTAL AMOUNT OF PAYMENT (\$ 130.00)

## Complete if Known

Application Number	09/911,336
Confirmation Number	3231
Filing Date	July 23, 2001
First Named Inventor	Francisco Valentino Villagran
Examiner Name	
Group/Art Unit	1761

Attorney Docket No.. 7009RDR

## METHOD OF PAYMENT (check one)

- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480

Deposit Account Name The Procter &amp; Gamble Company

- Charge Any Additional Fee Required Under status. See 37 CFR §127  
37 C.F.R. §§1.16 and 1.17

## FEE CALCULATION

## 1. BASIC FILING FEE – Large Entity

Code	(\$)	Fee Description	Fee Paid
101	710	Utility filing fee	<input type="checkbox"/>
106	320	Design filing fee	<input type="checkbox"/>
107	490	Plant filing fee	<input type="checkbox"/>
108	710	Reissue filing fee	<input type="checkbox"/>
114	150	Provisional filing fee	<input type="checkbox"/>

SUBTOTAL (1) (\$ 0)

## 2. EXTRA CLAIM FEES – Large Entity

	Extra Claims	Below Fee	Fee Paid
Total Claims	<input type="checkbox"/> - 20** = <input type="checkbox"/> x <input type="checkbox"/> = <input type="checkbox"/>		
Independent Claims	<input type="checkbox"/> - 3** = <input type="checkbox"/> x <input type="checkbox"/> = <input type="checkbox"/>		
Multiple Dependent	<input type="checkbox"/> = <input type="checkbox"/>		

\*\* or number previously paid, if greater; For Reissues, see below

Code	(\$)	Fee Description
103	18	Claims in excess of 20
102	80	Independent claims in excess of 3
104	270	Multiple dependent claim, if not paid
109	80	**Reissue independent claims over original patent
110	18	**Reissue claims in excess of 20 & over original patent

SUBTOTAL (2) (\$ 0)

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Code	(\$)	Fee Description	Fee Paid
105	130	Surcharge-late filing fee or oath	<input checked="" type="checkbox"/>
127	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>
139	130	Non-English specification	<input type="checkbox"/>
147	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>
112	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>
113	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>
115	110	Extension for reply within 1 <sup>st</sup> month	<input type="checkbox"/>
116	390	Extension for reply within 2 <sup>nd</sup> month	<input type="checkbox"/>
117	890	Extension for reply within 3 <sup>rd</sup> month	<input type="checkbox"/>
118	1,390	Extension for reply within 4 <sup>th</sup> month	<input type="checkbox"/>
128	1,890	Extension for reply within 5 <sup>th</sup> month	<input type="checkbox"/>
119	310	Notice of Appeal	<input type="checkbox"/>
120	310	Filing a brief in support of an appeal	<input type="checkbox"/>
121	270	Request for oral hearing	<input type="checkbox"/>
138	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>
140	110	Petition to revive - unavoidable	<input type="checkbox"/>
141	1,240	Petition to revive - unintentional	<input type="checkbox"/>
142	1,240	Utility issue fee (or reissue)	<input type="checkbox"/>
143	440	Design issue fee	<input type="checkbox"/>
144	600	Plant issue fee	<input type="checkbox"/>
122	130	Petitions to the Commissioner	<input type="checkbox"/>
123	50	Petitions related to provisional applications	<input type="checkbox"/>
126	180	Submission of Information Disclosure Statement	<input type="checkbox"/>
146	710	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>
149	710	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>
179	710	Request for Continued Examination (RCE)	<input type="checkbox"/>
169	710	Request for expedited examination of a design application	<input type="checkbox"/>

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$ [130])

## SUBMITTED BY

Name (Print/Type)	Erich D. Hemm	Registration No. (Attorney/Agent)	47,286	Telephone	(513) 634-2084
Signature				Date	Sept. 26, 2001

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.